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PHILADELPHIA, PA 19103-2307

Paper No.

Application No.:	10/712,850 	Date Mailed:	12/17/2007
First Named Inventor:	Durden, Donald, L.	Examiner:	YU, MISOOK
Attorney Docket No.:	1857-ARTI.0024US-CON	Art Unit:	1642
Confirmation No.:	8658	Filing Date:	11/13/2003

Please find attached an Office communication concerning this application or proceeding.

Commissioner for Patents

<b>Notice of Non-Compliant Amendment (37 CFR 1.121)</b>	<b>Application No.</b> 10/712,850	<b>Applicant(s)</b> DURDEN, DONALD L.
		<b>Art Unit</b> 3998
<p>-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --</p> <p>The amendment document filed on <u>03 December, 2007</u> is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.</p> <p><b>THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> 1. Amendments to the specification:             <ul style="list-style-type: none"> <li><input type="checkbox"/> A. Amended paragraph(s) do not include markings.</li> <li><input type="checkbox"/> B. New paragraph(s) should not be underlined.</li> <li><input type="checkbox"/> C. Other _____.</li> </ul> </li> <li><input type="checkbox"/> 2. Abstract:             <ul style="list-style-type: none"> <li><input type="checkbox"/> A. Not presented on a separate sheet. 37 CFR 1.72.</li> <li><input type="checkbox"/> B. Other _____.</li> </ul> </li> <li><input type="checkbox"/> 3. Amendments to the drawings:             <ul style="list-style-type: none"> <li><input type="checkbox"/> A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).</li> <li><input type="checkbox"/> B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.</li> <li><input type="checkbox"/> C. Other _____.</li> </ul> </li> <li><input checked="" type="checkbox"/> 4. Amendments to the claims:             <ul style="list-style-type: none"> <li><input type="checkbox"/> A. A complete listing of all of the claims is not present.</li> <li><input type="checkbox"/> B. The listing of claims does not include the text of all pending claims (including withdrawn claims)</li> <li><input type="checkbox"/> C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Cancelled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).</li> <li><input type="checkbox"/> D. The claims of this amendment paper have not been presented in ascending numerical order.</li> <li><input type="checkbox"/> E. Other: _____.</li> </ul> </li> <li><input type="checkbox"/> 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4): For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.</li> </ul>		

**TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:**

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance, or a drawing submission (only). If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action. If any of above boxes 1 to 4 are checked, the correction required is only the corrected section of the non-compliant amendment in compliance with 37 CFR 1.121.

**Extensions of time** are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

**Failure to timely respond** to this notice will result in:

- Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or
- Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Legal Instruments Examiner (LIE), if applicable <u>MARGARET BYARS/</u>	Telephone No: <u>(571)272-6581</u>
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